

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

CHARLES H. MCELYEA,

Plaintiff,

v.

LARRY WALLACE, Judge, ERIC THORNTON,  
Attorney, and KYLE SANDERS, Attorney,

Defendants.

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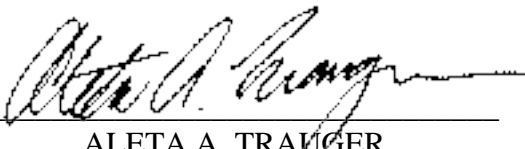
Civil No. 3:11-0914  
Judge Trauger  
Magistrate Judge Brown

**ORDER**

On January 17, 2012, the Magistrate Judge issued a Report and Recommendation (Docket No. 19), to which no timely objections have been filed. The Report and Recommendation is therefore **ACCEPTED** and made the findings of fact and conclusions of law of this court. For the reasons expressed therein, it is hereby **ORDERED** that this case is **DISMISSED** under 28 U.S.C. § 1915(e)(2)(B) as frivolous.

It is so **ORDERED**.

Enter this 12<sup>th</sup> day of March 2012.

  
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ALETA A. TRAUGER  
U.S. District Judge